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APPLICATION NO.

FILING DATE

FIRST NAMED INVENTOR

ATTORNEY DOCKET NO.

CONFIRMATION NO.

10/681,691

10/08/2003

James T. Land

LEEE 2 13109-2

7706

12/03/2004

FAY, SHARPE, FAGAN, MINNICH & McKEE, LLP

Seventh Floor 1100 Superior Avenue Cleveland, OH 44114-2518 **EXAMINER** 

FIDEI, DAVID

ART UNIT

PAPER NUMBER

3728

DATE MAILED: 12/03/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

|                                                                                                                                             | Application No.                   | Applicant(s)                       |
|---------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------|------------------------------------|
| Response to Rule 312 Communication                                                                                                          | 10/681,691                        | LAND, JAMES T.                     |
|                                                                                                                                             | Examiner                          | Art Unit                           |
|                                                                                                                                             | David T. Fidei                    | 3728                               |
| The MAILING DATE of this communication                                                                                                      | appears on the cover sheet        | with the correspondence address –  |
|                                                                                                                                             |                                   |                                    |
| <ol> <li>The amendment filed on <u>22 November 2004</u> under 37</li> <li>a) entered.</li> </ol>                                            | 7 CFR 1.312 has been consider     | ed, and has been:                  |
| b)  entered as directed to matters of form not affect                                                                                       | ing the scope of the invention.   |                                    |
| c) disapproved because the amendment was filed  Any amendment filed after the date the issue  and the required fee to withdraw the applicat | e fee is paid must be accompan    |                                    |
| d) ⊠ disapproved. See explanation below.                                                                                                    |                                   |                                    |
| e)   entered in part. See explanation below.                                                                                                |                                   | •                                  |
| The changes requested by the amendment have alread                                                                                          | dy been made to the specification | on.                                |
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| •                                                                                                                                           |                                   | Mullark<br>Bavid T. Fidei          |
|                                                                                                                                             |                                   | Primary Examiner<br>Art Unit: 3728 |